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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE DECLARATION FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

023729082024

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a parent is sought on the invention entitled:

METHOD AND ARRANGEMENT FOR RESPIRATORY SUPPORT FOR A PATIENT AIRWAY PROSTHESIS AND CATHETER

the specification of which was filed on February 10, 2006 as Application No. 10/567746.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my amorneys/agent(s) at Patton Bogge LLP, 8484 Westpark Drive, 9th Floor, McLean, Virginia 22102, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to berein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1,56,

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(2)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:
no such foreign applications have been filed
x such foreign application have been filed as follows:

Page 1 of 4

03/05

023729082024

LK-HEMER PNEUMOLOGIE

Attorney Docket No.: 023159.010172U5

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS US. APPLICATION

Application Number	Country:	Date of Filing	Priority Channed Under 35 USC 119
10337138.9	DE	August 11, 2003	X Y⇔ No

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Application Number	Country	Date of Filing

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority henefits under Tale 35, United States Code \$119(e), of any United States provisional patent application(s) listed below:

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Application Number	Date of Filing	Priority Claimed Under 35 USC 119

CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, \$120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, \$112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, \$1.56 which become available to me between the filing date of the prior application and the national or PCI international filing date of this application:

Г	no such	US/PC	T applications	have	Бесп	filed
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x such U.S./PCT application have been filed as follows:

			
Application Number	Relationship	Parent Application	Date of Filing

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023729092024

LK-HEMER PNEUMOLOGIE

04/05

Amoniey Doubet No., 0231820101P2US

PCT/DE2005/001646	Parent	DE 10337138.9	02/17/2005

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon,

I bereby appoint:

All practitioners at Customer Number 32042

all of Patton Boggs LLP, 8484 Westpark Drive, 9th Floor, McLean, Virginia 22102, jointly, and each of them severally, my automeys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U.S. Patent and Trademark Office connected therewith.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from Breathe Technologies, Inc. as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

Please mail all correspondence to Michele V. Frank, whose address is:

Patron Boggs LLP 8484 Westpark Drive, 9th Floor McLean, Virgnia 22102

Please direct telephone calls to: Michele V, Frank at (703) 744-8000.

Please direct facsimiles to: (703) 744-8001

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Attorney Docker No. 023189,0101P2US

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